



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Adoption of Ordinance No. 1543 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.04 - 'Services Generally'"

MEETING DATE: March 18, 1992

PREPARED BY: City Clerk

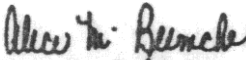
RECOMMENDED ACTION: Following reading by title. it would be appropriate for the City Council to adopt Ordinance No. 1543.

BACKGROUND INFORMATION: Ordinance No. 1543 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.04 - 'Services Generally'" was introduced at the regular meeting of the Lodi City Council held March 4, 1992.

Pursuant to State statute, ordinances may be adopted five days after their introduction following reading by title.

This Ordinance has been approved as to form by the City Attorney.

FUNDING: None required.


Alice M. Reimche
City Clerk

AMR/jmp

APPROVED: _____

THOMAS A. PETERSON
City Manager



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ORDINANCE NO. 1543

AN ORDINANCE OF THE LODI CITY COUNCIL
AMENDING LODI MUNICIPAL CODE CHAPTER 13.04 -
"SERVICE GENERALLY"

BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

SECTION 1 Lodi Municipal Code Chapter 13.04 is hereby amended as follows:
(Parts removed from the existing code are in ~~strikeout~~ and additions underlined).

Chapter 13.04, SERVICE GENERAUY

Sections.

- 13.04.010 **Definitions**
- 13.04.020 **Application for service or discontinuance**
- 13.04.030 **Bill payment and delinquency**
- 13.04.040 **connections generally**
- 13.04.050 **Connection charges**
- 13.04.060 **Apartment and flats**
- 13.04.070 **Restriction or interruption**
- 13.04.080 **Connection or ~~reconnect~~ on by plumbers**
- 13.04.090 **Right of access for inspection**
- 13.04.100 **Pipe and facility maintenance**
- 13.04.110 **Service only to contracted premises**
- 13.04.120 **Bill adjustment**
- 13.04.130 **Low income adjustments**

13.04.030 Bill payment and delinquency.

A. **Payment.** All bills for the services enumerated in this chapter are due and payable upon receipt thereof, at the finance department, City Hall, Lodi, California, and become delinquent twenty days after the postmark date of the bill.

B. **Delinquency.** The director of finance shall send notice of delinquent bills, and if all delinquent charges for service are not paid within ten days after mailing this notice, then the director of finance may discontinue all service furnished to the customer by the city, the customer shall be given the opportunity to be heard as to any adjustment or cancellations of any bill. The hearing shall be held before the director of finance or his designee. In the event of a discontinuance of service, as provided in this sub-section, the director of finance may require as a condition precedent to the resumption of service that the customer pay:

1. The amount of the delinquent bill;
2. The cost to the city of discontinuing and resuming service; and
3. A deposit in an amount not exceeding the estimated amount of charges for two months' service.

The finance director may waive delinquent amounts and negotiate a one-time re-payment schedule for up to six months (within any twelve month period) when in the opinion of [the finance director the customer can demonstrate financial hardship due to the recent loss of employment or another hardship condition.

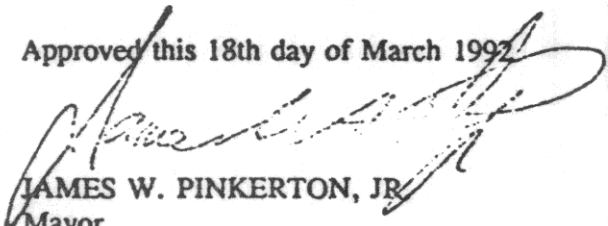
C. Closing Bills. Closing bills are due on the date on which service is discontinued. (Ord. 1333 & 1 (9)(A); prior code & 2-39)

D. Late Charges. Delinquent bills shall be assessed a late charge which will be set from time to time by the City Council. The late charge may be waived by the finance director when considered to be in the best interest of the City when the customer can present evidence of financial hardship or convincing information that timely payment could not have been reasonably expected.

SECTION 2 All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 3. This ordinance shall be published one time in the "Lodi News Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 18th day of March 1992


JAMES W. PINKERTON, JR.
Mayor

Attest:


ALICE M. REIMCHE
City Clerk

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State of California
County of San Joaquin, ss.

I, Alice H. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1543 was introduced at a regular meeting of the City Council of the City of Lodi held March 4, 1992 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held March 18, 1992 by the following vote:

Ayes:	Council Members - Hinchman, Pennino. Sleglock, Snider and Pinkerton (Mayor)
Noes:	Council Members - None
Absent:	Council Members - None
Pbstain:	Council Members - None

I further certify that Ordinance No. 1543 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.


ALICE M. REIMCHE
City Clerk

Approved as to Form


BOBBY W. McNATT
City Attorney